

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

|                            |   |                          |
|----------------------------|---|--------------------------|
| MICHAEL ACEVEDO,           | ) |                          |
|                            | ) |                          |
| Plaintiffs,                | ) |                          |
|                            | ) |                          |
| vs.                        | ) | Case No. 4:05CV01803 RWS |
|                            | ) |                          |
| CITY OF BRIDGETON, et al., | ) |                          |
|                            | ) |                          |
| Defendants.                | ) |                          |

**MEMORANDUM AND ORDER**

This matter is before me on Plaintiff Michael Acevedo's Motion for a Jury Demand [#103] and Motion to Amend Complaint [#103]. This motion was received in chambers after my Order granting Defendants' Motions for Summary Judgment #44 and #49 had been docketed and after my order granting Defendants' Motion for Summary Judgment #69 had been drafted. Having reviewed Acevedo's Motions, I will deny them both.

Acevedo's Motion for a Jury Demand is moot because Acevedo demanded a jury trial in his original complaint.

In his Motion to Amend, Acevedo's only change to his complaint is to increase the relief requested. Because I have already reviewed the merits of Acevedo's legal argument and granted summary judgment in favor of Defendants, I will deny Acevedo's Motion to Amend his Complaint.


Construing Acevedo's motion liberally, to the extent that this motion is meant to supplement Acevedo's response to Defendants' Motions for Summary Judgment [#44, 49, 69], this motion was made out-of-time. Additionally, the current motion before me reasserts the arguments Acevedo made in his responses to the Motions for Summary Judgment. I have

already considered these arguments in reviewing the Motions for Summary judgment and ruled in favor of Defendants.

Accordingly,

**IT IS HEREBY ORDERED** that Acevedo's Motion for a Jury Demand [#103] is **DENIED** as moot.

**IT IS FURTHER ORDERED** that Acevedo's Motion to Amend Complaint [#103] is **DENIED**.

  
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RODNEY W. SIPPEL  
UNITED STATES DISTRICT JUDGE

Dated this 4th day of April, 2007.